

Information Item: 16-04 Report on Local Government Buffer Ordinance Applications per H44 (S.L. 2015-246., sec. 13.1)

Explanation:

Based on the language of G.S. 143-214.23A(b), it is the position of the Department that no basis exists for the EMC to act upon studies submitted by the local governments. The local governments submitting studies are the Town of Cary and the Town of Carrboro and the Counties of Orange and Wake. Both Cary and Carrboro have EMC-approved Phase II NPDES permits which incorporate stormwater plans as enforceable pieces of those permits, and both the Towns and Orange and Wake Counties have EMC-approved local ordinances that impose buffer requirements.